

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed

Pursuant to the authority of Iowa Code section 237A.12(1)“b,” the Department of Human Services amends Chapter 110, “Child Development Homes,” Iowa Administrative Code.

The purpose of this amendment is to eliminate the restriction prohibiting the use of a cellular telephone as a primary telephone in registered child development homes. With the advancement in cellular telephone technology, it is no longer necessary to limit cellular telephone use in child development homes. None of the states surrounding Iowa include this limitation in their rules.

Notice of Intended Action was published in the Iowa Administrative Bulletin as **ARC 0554C** on January 9, 2013. The Department received no comments. This amendment is identical to the one published under Notice of Intended Action.

The Council on Human Services adopted this amendment on March 13, 2013.

This amendment does not provide for waivers in specified situations because waivers are not necessary. Providers are not required to switch to cellular telephone service; they simply may do so if they desire. Requests for the waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code section 237A.12(1)“b.”

This amendment will become effective June 1, 2013.

The following amendment is adopted.

Amend paragraph **110.5(1)“a”** as follows:

a. The home shall have a non-pay, working telephone with emergency numbers posted for police, fire, ambulance, and the poison information center. ~~A cell phone shall not be used as the primary phone.~~ If the working telephone is a mobile telephone, these numbers must be programmed and saved into the telephone. The number for each child’s parent, for a responsible person who can be reached when the parent cannot, and for the child’s physician shall be readily accessible by the telephone. If the working telephone is a mobile telephone, these numbers must also be programmed and saved into the telephone.

[Filed 3/13/13, effective 6/1/13]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 4/3/13.